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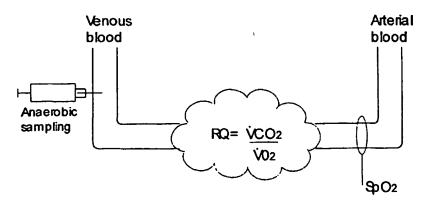
(84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IT, LU, MC, NL, PT, RO, SE, SI, SK, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

Published:

- with international search report
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- (88) Date of publication of the international search report:

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: METHOD SYSTEM AND DEVICES FOR CONVERTING VENOUS BLOOD VALUES TO ARTERIAL BLOOD VALUES



(57) Abstract: The invention relates to methods of converting venous blood values to arterial blood values. This has the advantage that arterial blood samples need not be taken, and the disadvantages compared to venous blood samples when taking arterial blood samples are eliminated. The method is basically based on three steps, namely the step of measuring arterial oxygenation, the step of measuring and estimating values of venous blood acid/base status and oxygenation status of a venous blood sample, and the step of converting the venous blood values by applying a mathematical model for deriving blood acid/base status and oxygenation status into estimated arterial blood values.

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PATENT COOPERATION TREATY

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

·	Applicant's or agent's file reference	EOD FUDTUED and Matification of	F Transmitted of International County Donard			
<i>.</i> •••	32319 PC01		f Transmittal of International Search Report 20) as well as, where applicable, item 5 below.			
	International application No.	International filing date (day/month/year)	(Earliest) Priority Date (day/month/year)			
	PCT/DK 03/00512	25/07/2003	26/07/2002			
	Applicant					
		·				
	OBI APS					
	This International Search Report has bee according to Article 18. A copy is being to	n prepared by this international Searching Auth ansmitted to the international Bureau.	ority and is transmitted to the applicant			
1-1-7	This International Search Report consists	of a total of 7 sheets.				
Aldini Takes	i —	a copy of each prior art document cited in this	report.			
1 1	Basis of the report					
	 With regard to the language, the language in which it was filed, un 	international search was carried out on the bas less otherwise indicated under this item.	is of the international application in the			
	the international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).					
Sec.	b. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international search					
	was carried out on the basis of the sequence listing : contained in the international application in written form.					
filed together with the international application in computer readable form.						
furnished subsequently to this Authority in written form.						
	furnished subsequently to this Authority in computer readble form.					
	the statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the International application as filed has been furnished.					
:		,	s identical to the written sequence listing has been			
	2. Certain claims were for	ınd unsearchable (See Box I).				
	3. Unity of Invention is tacking (see Box II).					
	4. With regard to the title,					
: · ·	the text is approved as s	ubmitted by the applicant.				
(1. h	X the text has been established	shed by this Authority to read as follows:				
1	METHOD, SYSTEM AND DE VALUES	VICES FOR CONVERTING VENOUS	BLOOD VALUES TO ARTERIAL BLOOD			
	5. With regard to the abstract,					
	the text has been establi	ubmitted by the applicant. shed, according to Rule 38.2(b), by this Author e date of mailing of this international search rep	ty as it appears in Box III. The applicant may, oor, submit comments to this Authority.			
	6. The figure of the drawings to be pub	lished with the abstract is Figure No.	2			
	X as suggested by the app	licant.	None of the figures.			
	because the applicant fa	iled to suggest a figure.				
:	because this figure bette	r characterizes the invention.				

Inte onal Application No PCT/DK 03/00512

A. CLASSIFICATION OF SUBJECT MATTER IPC 7 A61B5/145 G01N33/49

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols) I PC $\,\,^7$ A61B G01N

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, WPI Data, MEDLINE, BIOSIS, INSPEC

C. DOCUME	ENTS CONSIDERED TO BE RELEVANT				
Category °	Citation of document, with indication, where appropriate, of the re	elevant passages	Relevant to claim No.		
P , A	US 2002/120185 A1 (JOHNSON ROYC 29 August 2002 (2002-08-29) abstract; figures 1-3	Ε)	1-25		
Α	US 6 206 830 B1 (KIANI-AZARBAYJA ET AL) 27 March 2001 (2001-03-2 the whole document		1-25		
A	US 6 163 715 A (REUSS JAMES L 19 December 2000 (2000-12-19) abstract; figures 1,2	ET AL)	1-25		
A	WO 00 45702 A (KJAERGAARD SOERE! CHRISTENSEN ;REES STEPHEN EDWARI THORGAARD) 10 August 2000 (2000 page 16, line 10 - line 17 page 17, line 17 -page 18, line abstract; figures 4,10	O (DK); -08-10)	1-25		
χ Furth	er documents are listed in the continuation of box C.	X Patent family members are listed i	n annex.		
"A" documer conside earlier de filing da "L" documen which is citation 'O" documer other m documen later tha	It which may throw doubts on priority claim(s) or cited to establish the publication date of another or other special reason (as specified) It referring to an oral disclosure, use, exhibition or eans It published prior to the international filing date but un the priority date claimed	 "T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such document is combined with one or more other such documents, such combination being obvious to a person skilled in the art. "&" document member of the same patent family 			
	october 2003	Date of mailing of the international sear	ch report		
Name and ma	alling address of the ISA European Patent Office, P.B. 5818 Patentlaan 2 NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Fax: (+31-70) 340-3016	Authorized officer Pär Moritz			

htte anal Application No
PCT/DK 03/00512

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C.(Continu	ation) DOCUMENTS CONSIDERED TO BE RELEVANT			
Category °	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.		
A	US 5 687 718 A (FISCHER BERNHARD ET AL) 18 November 1997 (1997-11-18) column 1, line 5 - line 11; figures 1,2	1-25		
A	S.E. REES ET AL: "A dynamic model of carbon dioxide transport in the blood" IFAC SYMPOSIUM ON MODELLING AN CONTROL IN BIOMEDICAL SYSTEMS, 23 - 26 March 1997, XP002258602 Warwick, England cited in the application page 57 -page 62	1-25		
A	STEPHEN E. REES ET AL: "Acid-base chemistry of the blood - a general model" COMPUTER METHODS AND PROGRAM IN BIOMEDICINE, vol. 51, 1996, pages 107-119, XP002258603 ISSN: 0169-2607 cited in the application the whole document	1-25		
}	•			
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mernational application No. PCT/DK 03/00512

Box I	Observations where certain claims were found unsearchable (Continuation of Item 1 of first sheet)	
This Inte	ernational Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:	
1. X	Claims Nos.: 1-17 because they relate to subject matter not required to be searched by this Authority, namely: see FURTHER INFORMATION sheet PCT/ISA/210	÷
2	Claims Nos.: because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:	٠.
з. [Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).	
Box II	Observations where unity of invention is lacking (Continuation of item 2 of first sheet)	
This Inte	ernational Searching Authority found multiple inventions in this international application, as follows:	
	see additional sheet	
1.	As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.	•
2.	As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.	· ·
3.	As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:	
4. X	No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.: 1-25	
Remark	on Protest The additional search fees were accompanied by the applicant's protest. No protest accompanied the payment of additional search fees.	

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

Continuation of Box I.1

Claims Nos.: 1-17

Claims 1-17 relate to a diagnostic method practised on the human body, in this case a method for blood evaluation useful for treatment of ill patients. Thus, the International Search Authority is not required to carry out an international search for these claims (PCT Rule 39.1(iv)). Nevertheless, a search has been executed for claims 1-17 based on the described system in claims 18-25.

1

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

This International Searching Authority found multiple (groups of) inventions in this international application, as follows:

1. Claims: 1-25

A method and system for estimating/calculating arterial blood values from a venous blood sample, claims 1-25.

2. Claims: 26-30

A device for anaerobic drawing of venous blood reducing residual gases in the blood sample claims 26-30.

Information on patent family members

Inter onal Application No
PCT/DK 03/00512

Patent document cited in search report		Publication date		Patent family member(s)	Publication date
US 2002120185	A1	29-08-2002	NONE		
US 6206830	B1	27-03-2001	US	6036642 A	14-03-20
03 0200030	O.L	27 00 2002	ÜŠ	5769785 A	23-06-19
			ÜS	5482036 A	09-01-19
			US	2003097049 A	
			US	2001029326 A	
			US	2003036689 A	- II II IA
				2003030009 A 2002128544 A	
			US		13-02-19
			US	5490505 A	27-05-19
			US	5632272 A	05-12-20
			US	6157850 A	15-10-19
			AT	184716 T	
			AU	658177 B	
			AU	1536992 A	06-10-19
			CA	2105682 A	
			DE	69229994 D	
			DE	69229994 T	
			EΡ	1357481 A	
			EP	0574509 A	
			EP	0930045 A	
			JР	3363150 B	
·		•	JP	6507485 T	
			RU	2144211 C	
			US	2002077536 A	
•			MO	9215955 A	
			US	6236872 B	1 22-05-20
			US	6263222 B	1 17-07-20
US 6163715	A	19-12-2000	US	5842981 A	
			ΑU	1839300 A	
			BR	9915798 A	
			CA	2354064 A	1 08-06-20
			CN	1335756 7	
			EP	1146812 A	
			JP	2003505115 T	
			WO	0032099 A	
			US	2001005773 A	
			ΑU	720111 B	2 25-05-20
			ΑU	3802997 A	09-02-19
			BR	9710330 A	
			CA	2260928 A	
			CN	1225562 A	
			DE	69724822 [
			EP	0955869 A	
			JP	2000514683 1	
			WO	9802087 A	
WO 0045702	Α	10-08-2000	AU	2278800 A	25-08-20
NO COMO OL	•		CA	2359575 A	10-08-20
			WO	0045702 A	10-08-20
			ËΡ	1152690 A	14-11-20
			ĴΡ	2002536039	
US 5687718	Α	18-11-1997	DE	4424267	1 18-01-19
			GB	2291972 A	B 07-02-19
			Q.D		